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Attorney for Defendant
EVERLY JAMES

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

* * * * *

UNITED STATES OF AMERICA,

CASE NO. 2:17-cr-00180-JAD-PAL

Plaintiff,

vs.

EVERLY JAMES

**STIPULATION TO CONTINUE THE
REPLY TO THE GOVERNMENT'S
RESPONSE (ECF No. 278) TO
DEFENDANT'S MOTION TO DISMISS
(ECF No. 267)(First Request)**

Defendants.

IT IS HEREBY STIPULATED AND AGREED, by and between the United States of America, by and through Cristina D. Silva, Assistant United States Attorney, and Everly James, by and through his attorney, Christopher R. Oram, that the Reply to the Government's Response to Defendant's Motion to Dismiss, currently due on Wednesday, February 28, 2018, be continued for two (2) weeks, until March 14, 2018, for the following reasons:

1. Counsel for the Defendant requires additional time to draft a Reply to the Government's Response and to discuss the Government's Response and the Reply with the Defendant.

2. The defendant is in custody and does not object to this stipulation.

3. Denial of this request could result in a miscarriage of justice because it prevents counsel for the Defendant from having meaningful discussions with the Defendant concerning the Reply.

1 4. This is the first request to continue the Reply to the Government's Response to
2 Defendant's Motion to Dismiss.

3
4 /s/ Cristina D. Silva 02/26/2018

5 CRISTINA SILVA DATE

6 Assistant United States Attorney

/s/ Christopher R. Oram 02/26/2018

 CHRISTOPHER R. ORAM DATE

 Counsel for Defendant E. James

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1 Based upon the pending Stipulation of the parties, and good cause appearing therefore,
2 the Court finds that:

3 1. Counsel for the Defendant requires additional time to draft a Reply to the
4 Government's Response and to discuss the Government's Response and the Reply with the
5 Defendant.

6 2. The defendant is in custody and does not object to this stipulation.

7 3. Denial of this request could result in a miscarriage of justice because it prevents
8 counsel for the Defendant from having meaningful discussions with the Defendant concerning
9 the Reply.
10


11 4. This is the first request to continue the Reply to the Government's Response to
12 Defendant's Motion to Dismiss.

13 For all of the above-stated reasons, the end of justice would best be served by a two
14 week continuance of the deadline for the Defendant to file his Reply to the Government's
15 Response to Defendant's Motion to Dismiss.
16

17
18 **ORDER**

19 IT IS ORDERED that the Defendant's deadline to respond to the Government's
20 Response to Defendant's Motion to Dismiss, currently scheduled for February 28, 2018, be
21 vacated and continued to March 14, 2018.

22 DATED this 2nd day of March, 2018.
23

24 
25 THE HONORABLE PEGGY A. LEEN
26 United States Magistrate Judge
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